

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ERIC ERNST,

No. 4:21-CV-01702

Plaintiff,

(Chief Judge Brann)

v.

UNION COUNTY CONSERVATION  
DISTRICT,

Defendant.

**ORDER**

**JUNE 10, 2022**

In accordance with the accompanying Memorandum Opinion, **IT IS  
HEREBY ORDERED** that the Defendants' Motion to Dismiss Count III of the  
Complaint (Doc. 9) is **DENIED**. Consistent with Federal Rule of Civil Procedure  
12, the Defendants are directed to file an Answer by July 1, 2022.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann  
Chief United States District Judge